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PATENT ATTORNEY DOCKET NO. 046601-5133

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re A	pplicat	ion of:)		
	Yasuh	iro UEHARA, et al.)	Confirmation No.: 2644	
Application No.: 10/816,912)	Group Art Unit No.: 2852	
Filed:	April 5,	, 2004)	Examiner: Ryan M. Gleitz	
For:		G DEVICE AND IMAGE IING DEVICE)	Mail Stop AMENDMENT	
Commissioner for Patents U.S. Patent and Trademark Office Mail Stop Amendment Alexandria, VA 22314-1450					
Sir:					
		AMENDMENT TRAM	<u>ISMITT</u>	AL FORM	
1.	Transmitted herewith is an Amendment responding to the Office Action dated October 17, 2005.				
2. Additional papers enclosed:					
		Drawings: Formal Informa Information Disclosure Statement Form PTO-1449, references Citations Declaration of Biological Deposit	•	,	

ATTORNEY DOCKET NO.: 046601-5133

Application No.: 10/816,912

Page 2

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The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.				
Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:				
Total Months	Fee for	[Fee for Small		
Requested	Extension	Entity]		
one month	\$ 120.00	\$ 60.00		
two months	\$ 450.00	\$ 225.00		
three months	\$ 1,020.00	\$ 510.00		
four months	\$ 1,590.00	\$ 795.00		
	ee due with this request			
If an additional exte therefor.	nsion of time is require	d, please consider this a Petition		

An extension for _____months has already been secured and the fee paid therefor of \$____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

ATTORNEY DOCKET NO.: 046601-5133

Application No.: 10/816,912

Page 3

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS	AMENDED	ATA 44577			**	
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	13	minus	20	0	x \$50 each=	+ \$0.00
Independent Claims (37 C.F.R.§1.16(b))	3	minus	3	0	x \$200 each=	+ \$0.00
[] First presentation of Multiple dependent claim(s) \$360.00				+ \$ 0.00		
SUB-TOTAL =				\$0.00		
Reduction by ½ for filing by a small entity				- \$0.00		
TOTAL FEE =			\$0.00			

6. Fee Payment

\boxtimes	No fee is to be paid at this time.
	Please charge Deposit Account No. 50-0310 the total of \$0.00 for the feed The Commissioner is hereby authorized to charge any additional extension of time fee or additional fee for claims due to Deposit Account No. 50-0310.
\boxtimes	The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

Jason E. Gettleman Reg. No. 55,202

MORGAN, LEWIS & BOCKJUS LLP

Dated: January 17, 2006

By:

CUSTOMER NO. 09629

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